

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

DRAFT
10.22.13

BILL 6

Temporary storage location: C:\Temp\14-0226.tmp

LLS NO. 14-226.01 Chuck Brackney x2295

INTERIM COMMITTEE BILL

Transportation Legislation Review Committee

SHORT TITLE: "Overweight Vehicle Permits"

DEADLINES: File by: 1/15/2014

A BILL FOR AN ACT

101 **CONCERNING THE REDUCTION OF THE MAXIMUM WEIGHT FOR FIVE AXLE**
102 **OVERWEIGHT VEHICLE COMBINATIONS FOR OVERWEIGHT**
103 **VEHICLE PERMITS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Transportation Legislation Review Committee. Currently, overweight permits may be issued to vehicles operating in combination with a trailer or semitrailer with two or three axles and weighing no more

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

than 97,000 pounds. The bill reduces the weight limit to 92,000 pounds for vehicles with a combined total of five axles.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 42-4-510, **amend** (1) (b) as follows:

42-4-510. Permits for excess size and weight and for manufactured homes - rules. (1) (b) (I) The application for any permit ~~shall~~ MUST specifically describe the vehicle and load to be operated or moved; ~~and~~ the particular highways for which the permit to operate is requested; ~~and~~ whether ~~such permit~~ THE APPLICATION is for a single trip, a special, or an annual ~~operation~~; PERMIT; and the time of ~~such~~ THE movement. All state permits ~~shall be~~ ARE issued in the discretion of the department of transportation, subject to rules adopted by the transportation commission in accordance with this section and section 42-4-511. All local permits ~~shall be~~ ARE issued in the discretion of the local authority pursuant to ordinances or resolutions adopted in accordance with section 42-4-511. THIS SECTION SUPERCEDES any ordinances or resolutions of local authorities ~~shall not~~ THAT conflict with this section.

(II) An overweight permit issued pursuant to this section ~~shall be~~ IS available for overweight divisible loads if

(A) The vehicle has a quad axle grouping and the maximum gross weight of the vehicle does not exceed one hundred ten thousand pounds; or

(B) The vehicle is operated in combination with a trailer or semitrailer ~~the trailer has two or three axles~~; CONSISTING OF A COMBINED TOTAL OF FIVE AXLES AND THE MAXIMUM GROSS WEIGHT OF THE VEHICLE DOES NOT EXCEED NINETY-TWO THOUSAND POUNDS; OR

(C) THE VEHICLE IS OPERATED IN COMBINATION WITH A TRAILER

1 OR SEMITRAILER CONSISTING OF A COMBINED TOTAL OF SIX AXLES and the
2 maximum gross weight of the vehicle does not exceed ninety-seven
3 thousand pounds; and

4 ~~(C)~~ (D) The owner and operator of the motor vehicle are in
5 compliance with the federal "Motor Carrier Safety Improvement Act of
6 1999", Pub.L. 106-159, as amended, as applicable to commercial vehicles;
7 and

8 ~~(D)~~ (E) The vehicle complies with rules promulgated by the
9 department of transportation concerning the distribution of the load upon
10 the vehicle's axles.

11 (III) A permit issued pursuant to this paragraph (b) ~~shall~~ DOES not
12 authorize the operation or movement of a motor vehicle on the interstate
13 highway in violation of federal law.

14 **SECTION 2. Safety clause.** The general assembly hereby finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, and safety.